

December 30, 2014

**BY ECF AND FACSIMILE**

Honorable George B. Daniels  
United States District Judge  
Southern District of New York  
United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

Re: *Mitre Sports Int'l Ltd. v. Home Box Office, Inc.*, No. 08-CIV-9117  
Proposed Stipulation and Order regarding schedule for motions *in limine* and  
*Daubert* motions

Dear Judge Daniels:

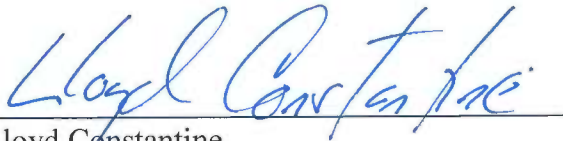
Undersigned counsel represent the plaintiff and defendant in the above-captioned case, Mitre Sports International Limited ("Mitre") and Home Box Office, Inc. ("HBO"). At the December 11, 2014, pretrial conference, the Court granted the parties leave to submit a proposed schedule for the filing of motions *in limine* and *Daubert* motions, with the instruction that all motions are to be fully submitted in advance of the final pretrial conference on March 19, 2015. Attached is a stipulation and proposed order that incorporates the following schedule:

1. Opening briefs for all motions *in limine* and *Daubert* motions shall be filed on or before February 13, 2015.
2. Irrespective of the date that opening briefs were filed, all oppositions shall be filed on or before February 27, 2015.
3. Irrespective of the date that oppositions were filed, all replies shall be filed on or before March 6, 2015.

As agreed at the pretrial conference, each party's opening and reply briefs shall not exceed 60 pages in the aggregate, and each party will be limited to a total of 60 pages for opposition briefing.

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Lloyd Constantine  
CONSTANTINE CANNON LLP

*Counsel for Plaintiff Mitre*

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Kevin Baine" with a small "TDS" to the right, written over a horizontal line.

Kevin T. Baine  
WILLIAMS & CONNOLLY LLP

*Counsel for Defendant HBO*

cc: The Honorable Henry B. Pitman (by facsimile)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MITRE SPORTS INTERNATIONAL LIMITED, :

Plaintiff, :

v. :

HOME BOX OFFICE, INC., :

Defendant. :  
-----X

**No. 08-CIV-9117 (GBD)(HBP)**

**STIPULATION AND  
PROPOSED ORDER**

WHEREAS, trial in this case is scheduled to begin on April 13, 2015;

WHEREAS, the Court's Individual Rules and Practices would require the parties to file all motions *in limine* on March 27, 2015;

WHEREAS, at the December 11, 2014, pretrial conference, the Court granted the parties leave to submit a proposed schedule for filing all motions *in limine* and *Daubert* motions, and requested that all such motions be fully submitted in advance of the final pretrial conference scheduled for March 19, 2015;

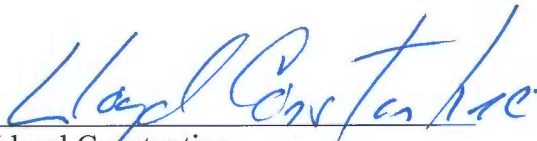
NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the Plaintiff Mitre Sports International Limited ("Mitre") and Defendant Home Box Office, Inc. ("HBO") that:

1. Opening briefs for all motions *in limine* and *Daubert* motions shall be filed on or before February 13, 2015;
2. Irrespective of the date that opening briefs were filed, oppositions to all motions *in limine* and *Daubert* motions shall be filed on or before February 27, 2015;
3. Irrespective of the date that opposition briefs were filed, replies in support of all motions *in limine* and *Daubert* motions shall be filed on or before March 6, 2015;

4. Each party's opening briefs and replies on all motions *in limine* and *Daubert* motions shall not exceed 60 pages in the aggregate.
5. Each party's oppositions to all motions *in limine* and *Daubert* motions shall not exceed 60 pages in the aggregate.
6. A PDF or facsimile copy of the signature page of this stipulation will be deemed to be an original for purposes of filing and judicial endorsement.

Dated: December 30, 2014

Dated: December 30, 2014



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Of Counsel:  
Stephanie Abrutyn, Home Box Office, Inc.

*Attorneys for Defendant  
Home Box Office, Inc.*

SO ORDERED:

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Dated: \_\_\_\_\_